

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

JAMES E. COHAN,

Plaintiff

v.

JOHN SMITH and LAS VEGAS  
METROPOLITAN POLICE  
DEPARTMENT,

Defendants

Case No.: 2:21-cv-00531-APG-NJK

**Order Accepting Report and  
Recommendation**

[ECF No. 9]

On December 7, 2021, Magistrate Judge Koppe recommended that I dismiss plaintiff James Cohan's case because he did not pay the filing fee or file an application for leave to proceed in forma pauperis by the court-ordered deadline. ECF No. 9. Cohan did not object. Thus, I am not obligated to conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo determination of those portions of the report or specified proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

I THEREFORE ORDER that Magistrate Judge Koppe's report and recommendation (ECF No. 9) is accepted. Plaintiff James Cohan's complaint (ECF No. 1-1) is dismissed without prejudice. The clerk of court is instructed to close this case.

DATED this 6th day of January, 2022.



ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE